

PD-0617-20

STATE OF TEXAS

§

IN THE COURT OF

FILED  
COURT OF CRIMINAL APPEALS  
8/26/2020  
DEANA WILLIAMSON, CLERK

VS.

§

CRIMINAL APPEALS

§

EDMUND KAHOOKELE

§

OF TEXAS

**AMENDED MOTION TO EXTEND TIME TO FILE PETITION FOR  
DISCRETIONARY REVIEW**

**TO THE HONORABLE JUDGES OF SAID COURT:**

Now comes Edmund Kahookele, Appellee in the above styled and numbered cause, and moves for an extension of time to file his petition for discretionary review, and for good cause shows the following:

1. On June 9, 2020, the Third Court of Appeals reversed the ruling of the trial court quashing the indictment in this case and remanded the case to the trial court. *State v. Kahookele*, 03-18-00399-CR (Tex. App.—Austin, delivered June 9, 2020) No motion for rehearing was filed. The Petition for Discretionary Review was therefore due on July 9, 2020. A motion for extension to file the PDR was timely filed and granted to August 10, 2020. On August 24, Appellant filed a second Motion to Extend Time to File Petition for Discretionary Review, requesting an extension to August 25, 2020. That motion has not yet been accepted by the Court. Counsel for Appellant will likely be submitting the petition after midnight on August 25, 2020, and therefore now submits this amended

motion requesting an additional day—to August 26, 2020.

2. Counsel for Appellant just filed a PDR in *Tovar v. State*, PD-0587-20 on August 17, 2020, and has been simultaneously working on this petition, and a brief in *Whitney Frilot v. State*, No. 03-19-00801-CR due to be filed in the Third Court of Appeals. Counsel also wrote and filed a brief on July 27, 2020 in *State v. McMahan*, No. 03-19-00824-CR in the Third Court of Appeals.

3. Appellant is in custody.

**WHEREFORE, PREMISES CONSIDERED**, Appellant respectfully requests an extension of time to August 26, 2020 to file this petition for discretionary review.

Respectfully submitted,  
Schoon Law Firm, P.C.  
208 S Castell Ave #201  
New Braunfels TX 78130  
Tel (830) 627-0044  
Fax (830) 620-5657  
susan@schoonlawfirm.com

By: /s/ Susan Schoon  
Susan Schoon  
State Bar No. 24046803  
Attorney for Edmund Kahookele

**CERTIFICATE OF SERVICE**

This is to certify that on August 26, 2020, a true and correct copy of the above and foregoing document was served on the District Attorney's Office, Comal County, Texas and the State Prosecuting Attorney via email service.

/s/ Susan Schoon

Susan Schoon

### **Automated Certificate of eService**

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Susan Schoon  
Bar No. 24046803  
susan@schoonlawfirm.com  
Envelope ID: 45700851  
Status as of 8/26/2020 9:22 AM CST

#### Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Stacey Soule		stacey.soule@spa.texas.gov	8/25/2020 10:51:58 PM	SENT
Joshua Presley		preslj@co.comal.tx.us	8/25/2020 10:51:58 PM	SENT